

MinutesJuly 31, 2001

9:00 a.m.

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, July 31, 2001, the following members were present:

Gary Feland, Chairman
Jay Stovall, Vice Chairman
Bob Anderson, Commissioner
Matt Brainard, Commissioner
Bob Rowe, Commissioner

APPEARANCE
Dennis Crawford
Utility Division

(238) In the matter of Ronan Telephone Company, Docket No. N2001.7.85; On July 2, 2001, Ronan Telephone Company filed a Notice and Application for Approval of Detariffed New Services – Local Plus (+) Toll Free, Toll Blocking and Conference Service. Commissioner Rowe moved to approve the application. Commissioner Stovall seconded the motion, which passed unanimously.

(239) In the matter of Ronan Telephone Company, Docket No. N2001.7.86; On July 2, 2001, Ronan Telephone Company filed a Notice of Withdrawal of Services: Private Line Services, Wide Area Telecommunications Service and Long Distance Message Telecommunications Service. Commissioner Rowe moved to approve the withdrawal. Commissioner Anderson seconded the motion, which passed unanimously.

(240) In the matter of Qwest Corporation, Docket No. N2001.7.88; On July 3, 2001, Qwest Corporation filed Tariff Transmittal 01-19 "Federal Telephone Assistance Plan (TAP) Credit Increase. The purpose of the filing is to increase the Federal Telephone Assistance Plan credit from \$4.35 to \$5.00 to offset the \$0.65 increase in the Residence Subscriber Line Charge. Qwest is requesting an effective date of July 3, 2001 in order that the increase in the Montana TAP credit coincide with the effective date of the increase in Residence Subscriber Line Charge. Commissioner Rowe moved to approve the tariff filing. Commissioner Anderson seconded the motion, which passed unanimously.

(241) In the matter of Black Hills Power & Light, Docket No. D2001.7.82; On July 2, 2001, BHP&L filed a Quarterly Fuel Rate Rider application. A Notice of Opportunity for Public Hearing was issued on July 5, 2001. Requests for hearing were due by July 30, 2001. No requests have been received. This application will decrease rates by \$18,927 over the base cost of fuel approved in Docket No. 83.4.25. Commissioner Brainard moved to approve the application. Commissioner Stovall seconded the motion, which passed unanimously.

(242) In the matter of MMW Architects & MPC, Docket No. D2001.7.90; On July 10, 2001, MMW Architects of Missoula and MPC filed a request for an exemption from the tariffed service rules prohibiting master metering in multiple occupancy buildings. MMW is designing an 18 unit housing project referred to as HomeWORD and has provided the required cost data showing the cost of separate meters versus master metering. Commissioner Rowe moved to approve the exception. Commissioner Stovall seconded the motion, which passed with a vote of 3-2. Commissioners Feland, Rowe and Stovall voted aye. Commissioners Anderson and Brainard dissented.

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9:00 a.m.

APPEARANCE

Wayne Budt, Administrator

Transportation & Centralized Services Division

(243) In the matter of TN2103; Karst Stage, Inc., Bozeman, Montana requests a final six month suspension of PSC No. 3596, Subs E, F, H, J, M, O and Q. All subs are Class A scheduled authority. Period of suspension will be July 28, 2001 to January 28, 2002.

SUB E Class A - Persons, baggage, and express between Bozeman, Gallatin Field and Four Corners (the intersection of U.S. Highway 191 and State Highway No. 84) via U.S. Highway 10 and State Highway 85. Limitations: Closed door operations between Bozeman, Montana and Gallatin Field via U.S. Highway 10 and Interstate 90.

SUB F Class A - Persons (mail, baggage and express in the same vehicle with persons) between Livingston and Gardiner, Montana, over U.S. Highway 89.

SUB H Class A - Persons, baggage and express, between Bozeman, Montana and all points and places located on Highway 191 between Bozeman, Montana and the Wyoming State line, between West Yellowstone, Montana and the Wyoming State line.

SUB J Class A - Persons (mail, baggage and express in the same vehicle with persons) between Red Lodge and Silver Gate, Montana, over U.S. Highway 12 during Yellowstone Park Season only.

SUB M Class A - Persons and baggage between Bozeman, Gallatin Gateway and Yellowstone Park. Limitations: Transportation to or from points intermediate to Bozeman, Gallatin Gateway and Yellowstone National Park, is not authorized by this certificate.

SUB O Class A - Persons, within the City of Butte, Montana, and to or from points tributary thereto, but within a distance not exceeding five (5) miles in any direction from said city.

SUB Q Class A - Persons, within the City of Bozeman, Montana.

Commissioner Brainard moved to approve the suspension. Commissioner Rowe seconded the motion, which passed unanimously.

(244) In the matter of the approval of Commission Minutes; Commissioner Stovall moved to approve the Commission Minutes for the week of July 23, 2001. Commissioner Rowe seconded the motion, which passed unanimously.

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There being no further business to come before the Commission the meeting was adjourned.

GARY FELAND, Chairman

JAY STOVALL, Vice Chairman

BOB ANDERSON, Commissioner

MATT BRAINARD, Commissioner

BOB ROWE, Commissioner

ATTEST:

Rhonda J. Simmons
Commission Secretary

(SEAL)

MinutesJuly 31, 2001

9:30 a.m.

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, July 31, 2001, the following members were present:

Gary Feland, Chairman
Jay Stovall, Vice Chairman
Bob Anderson, Commissioner
Matt Brainard, Commissioner
Bob Rowe, Commissioner

APPEARANCE

Robin McHugh, Will Rosquist

(245) In the matter of the Commission's discussion of the implementation of HB 645, electrical energy pool, Docket No. D2001.3.30; Commissioner Brainard moved to issue a notice based on the staff memo. Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson, Kate Whitney

(246) In the matter of the Commission's discussion of slamming and cramming administrative rule amendments, Docket No. L-01.4.1-RUL; Commissioner Stovall moved to adopt the rule with the modification to eliminate the recording requirement. Commissioner Brainard seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson, Kate Whitney

(247) In the matter of the Commission's discussion of pending cramming complaint involving Innovative Calling Technology dba American Internet, Docket No. D2000.2.26; Commissioner Rowe moved to issue a notice regarding this complaint. Commissioner Brainard seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Robin McHugh, David Hoffman

(248) In the matter of the Commission's discussion of out-of-state travel approval; Commissioner Rowe moved to approve travel for Joel Tierney and Dennis Crawford from pipeline safety funds. Commissioner Stovall seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt

(249) In the matter of the Commission's discussion of the Governor's Award for Excellence; Commissioner Brainard moved to appoint the EGG Group as this year's recipient of the award. Commissioner Rowe seconded the motion, which passed unanimously.

MinutesJuly 31, 2001

9:30 a.m.

There being no further business to come before the Commission the meeting was adjourned.

GARY FELAND, Chairman

JAY STOVALL, Vice Chairman

BOB ANDERSON, Commissioner

MATT BRAINARD, Commissioner

BOB ROWE, Commissioner

ATTEST:

Rhonda J. Simmons
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Thursday, August 2, 2001, the following members were present:

Gary Feland, Chairman
Jay Stovall, Vice Chairman
Bob Anderson, Commissioner
Matt Brainard, Commissioner, via telephone
Bob Rowe, Commissioner

APPEARANCE
Robin McHugh

(250) In the matter of the Commission's discussion of Montana Power Company' s motion for reconsideration of Order No. 5986t, Docket No. D97.7.90; Commissioner Anderson moved to reconsider the order. Commissioner Stovall seconded the motion, which passed with a vote of 3-2. Commissioners Anderson, Feland and Stovall voted aye. Commissioners Brainard and Rowe dissented.

Commissioner Anderson moved to deny the motion for reconsideration. Commissioner Brainard seconded the motion, which passed with a vote of 4-1. Commissioners Anderson, Brainard, Feland and Rowe voted aye. Commissioner Stovall dissented.

There being no further business to come before the Commission the meeting was adjourned.

GARY FELAND, Chairman

JAY STOVALL, Vice Chairman

BOB ANDERSON, Commissioner

MATT BRAINARD, Commissioner

BOB ROWE, Commissioner

ATTEST:

Rhonda J. Simmons
Commission Secretary

(SEAL)

MinutesAugust 2, 2001 10:30 a.m.

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Thursday, August 2, 2001, the following members were present:

Gary Feland, Chairman
Jay Stovall, Vice Chairman
Bob Anderson, Commissioner
Matt Brainard, Commissioner, via telephone
Bob Rowe, Commissioner

APPEARANCE
Robin McHugh, Mike Lee

(251) In the matter of the Commission's discussion of Qwest' s application for section 271 approval, Docket No. D2000.5.70; Commissioner Rowe moved to adopt staff' s recommendation regarding Checklist Item 1 (Interconnection) and incorporate it into the workshop notice. Commissioner Stovall seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

GARY FELAND, Chairman

JAY STOVALL, Vice Chairman

BOB ANDERSON, Commissioner

MATT BRAINARD, Commissioner

BOB ROWE, Commissioner

ATTEST:

Rhonda J. Simmons
Commission Secretary

(SEAL)